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DATE: September 25, 2008

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TO: Examiner James L. Swiger III, Group Art Unit 3733
COMPANY: U.S. Patent and Trademark Office

FAX NUMBER: 571-273-8300
PHONE NUMBER:

FROM: Douglas A. Collier

DIRECT DIAL: (317) 238-6333
FAX NUMBER: (317) 636-1507

RE: Response to Final Office Action for U.S. Patent Application No. 10/635,319 to Benjamin Garden et al.

COMMENTS: I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office at 571-273-8300 on:

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Client Matter No.: 333 MSDI-67

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KRIEG DEVAULT LLP
ONE INDIANA SQUARE
SUITE 2800
INDIANAPOLIS, IN 46204
TELEPHONE-(317) 636-4341
FAX-(317) 636-1507

KRIEG DEVAULT LLP
12800 N MERIDIAN STREET
SUITE 300
CARMEL, IN 46032
TELEPHONE-(317) 566-1110
FAX-(317) 636-1507

KRIEG DEVAULT GALVIN
LLP
5231 HOHMAN STREET
HAMMOND, IN 46320
TELEPHONE-(219) 933-0380
FAX-(219) 933-0471

KRIEG DEVAULT LUNDY
LLP
825 ANTHONY WAYNE
BUILDING
203 EAST BERRY STREET
FT. WAYNE, IN 46802
TELEPHONE-(260) 422-1534
FAX-(260) 423-1590

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PTO/SB/21 (09-04)

Approved for use through 07/31/2008. OMB 0651-0031

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**TRANSMITTAL
FORM**

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

Application Number 10/635,319

Filing Date August 6, 2003

First Named Inventor Benjamin Garden et al.

Art Unit 3733

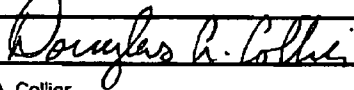
Examiner Name James L. Swiger III

Attorney Docket Number MSDI-67/PC933.00

ENCLOSURES (Check all that apply)

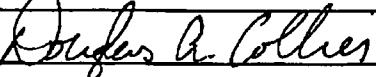
<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance Communication to TC
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
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<input checked="" type="checkbox"/> After Final	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Power of Attorney, Revocation	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Change of Correspondence Address	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
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<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> Request for Refund	
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<input type="checkbox"/> Reply to Missing Parts/Incomplete Application	<input type="checkbox"/> Landscape Table on CD	
<input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	Remarks	

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name	Krieg DeVault LLP		
Signature			
Printed name	Douglas A. Collier		
Date	September 25, 2008	Reg. No.	43,556

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Typed or printed name	Douglas A. Collier	Date	September 25, 2008

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of:)	Before the Examiner:
Benjamin Garden et al.)	James L. Swiger III
)	
Application Serial No. 10/635,319)	Group Art Unit: 3733
)	
Filed: August 6, 2003)	Atty Docket No.:
)	MSDI-67/PC933.00
)	
SYSTEMS AND TECHNIQUES FOR)	September 25, 2008
STABILIZING THE SPINE AND PLACING)	
STABILIZATION SYSTEMS)	

RESPONSE TO FINAL OFFICE ACTION

Commissioner for Patents
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Sir:

In response to the Final Office Action mailed July 25, 2008, please enter and consider the following. No fees or extensions of time are believed due for consideration of the enclosed. However, please provide any extensions of time that may be necessary and charge any fees which may be due to Deposit Account No. 12-2424, but not to include any payment of issue fees.

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September 25, 2008

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Response to Final Office Action
Application Serial No. 10/635,319
Atty Docket No. MSDI-67/PC933.00
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